

BOARD OF COUNTY COMMISSIONERS
Agenda Item Summary

Meeting Date September 15, 2004 **Division** **County**
Attorney

AGENDA ITEM WORDING

Public hearing for an ordinance creating Sec 2-3.2, Monroe County Code, authorizing payment of the funds budgeted on behalf of the Clerk of Court.

ITEM BACKGROUND

State statutes provide similar provisions for property appraiser and tax collector; no similar authority provides for clerk to receive County budgeted allocations absent an ordinance providing for same.

PREVIOUS RELEVANT BOCC ACTION

Approval to advertise for one public hearing at the August 18, 2004 meeting.

CONTRACT/AGREEMENT CHANGES **N/A**

STAFF RECOMMENDATIONS

Approval

TOTAL COST	BUDGETED	Yes	No
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COST TO COUNTY	SOURCE OF FUNDS
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APPROVED BY: County Attorney ■ OMB/Purchasing Risk Management

DIVISION DIRECTOR APPROVAL:

 08/24/04
JOHN R. COLLINS

DOCUMENTATION: Included

AGENDA ITEM # _____

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ORDINANCE NO. - 2004

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, CREATING SECTION 2-3.2, MONROE COUNTY CODE, AUTHORIZING PAYMENT OF THE FUNDS BUDGETED ON BEHALF OF THE CLERK OF COURT; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State statutory provisions for the payment of the County's budget allocations for constitutional officers does not provide for the payment of the budgeted amounts to the Clerk of Court; and

WHEREAS, it is desired to establish the authority for said payments; and

WHEREAS, the authority to pass this ordinance exists under Sec. 125.01, Florida Statutes; now, therefore

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1. Sec. 2-3.2, Monroe County Code, is hereby created to read:

The amounts budgeted annually by the Board of County Commissioners for the Clerk of Court shall be paid quarterly, in advance, to the Clerk of Court.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 4. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 5. This ordinance shall take effect immediately upon receipt of official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said Office.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the _____ day of _____, 2004.

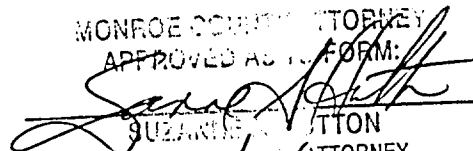
Mayor Nelson
Mayor Pro Tem Rice
Commissioner McCoy
Commissioner Neugent
Commissioner Spehar

(SEAL)
Attest: DANNY L.KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk
jordclerk

By _____
Mayor/Chairperson

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

SUZANNE COTTON
ASSISTANT COUNTY ATTORNEY
Date 7/27/04